1 2 3 4	THOMAS E. FRANKOVICH (State Bar No. THOMAS E. FRANKOVICH, A Professional Law Corporation 4328 Redwood Hwy, Suite 300 San Rafael, CA 94903 Telephone: 415/674-8600 Facsimile: 415/674-9900	074414)
5	Attorneys for Plaintiffs CRAIG YATES and DISABILITY RIGHTS ENFORCEMENT	Γ.
6	EDUCATION SERVICES	,
7	SUPERIOR COURT OF 7	THE STATE OF CALIFORNIA
8	IN AND FOR SAN	FRANCISCO COUNTY
9		
10	CRAIG YATES, an individual; and DISABILITY RIGHTS ENFORCEMENT,	CASE NO. CGC-07-469605
11	EDUCATION, SERVICES: HELPING) YOU HELP OTHERS, a California public)	OPPOSITION TO NOTICE OF RELATED CASES
12	benefit corporation,	PROPOSED CASES:
13	Plaintiffs,	CGC-06-452090;
14	v.)	CGC-06-459119;
15	LA ROCCA'S CORNER; LEO LAROCCA,)	CGC-07-467642;
16	TRUSTEE OF THE LEO LAROCCA () REVOCABLE TRUST; PURGATORY ()	CGC-07-469073;
17	INC., a California corporation; and DOES 1-) 20, inclusive,	CGC-08-473260;
18	Defendants.	CGC-08-473176
19		
20		
21	CAVEAT: Attorney Frank S. Moore, on b	behalf of defendant PURGATORY INC., a
22	California corporation, appears	s to have filed a Notice of Related cases totaling six It is impossible for plaintiffs' counsel to specifically
23	respond within the required five	ve (5) day period and can only do so on active cases
24	responding to cases already dis	have the resources to accomplish the task of smissed. Plaintiffs' counsel, therefore, will make an
25	applicable general statement.	
26	Plaintiffs, by and through their counse	el of record, submit their opposition to the Notice of
27	Related Cases filed by defendant PURGATO	RY INC., a California corporation, seeking to relate
28	the six hundred and thirty-six (636) cases liste	ed in Exhibit A to this action.

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In opposition, plaintiffs wish to make the Court aware of the following information:

Filed 09/02/2008

- That relating thirty-eight (38) plaintiffs and six hundred and thirty-six (636) cases is ludicrous.
- 2. That each of the six hundred and thirty-six (636) cases involve different defendants, with no one (1) defendant being named in more than one action (1) involving the same public accommodation. The only similarity between the defendant parties is their respective interests in the ownership and/or operation of various places of public accommodation throughout Northern and Southern California. The Court would not find that Jane Doe, the owner of the Burger King in Eureka, is substantially the same party as John Smith, the owner of the Riverbend Restaurant in Sacramento, or that either would have any relationship to the defendant City of Fort Bragg for purposes of case relation. Similarly, the Court should recognize that the defendants to the actions at issue here are separate and unique individuals and/or entities.
- 3. That the actions do not arise from the same or substantially identical happenings or events insomuch as the physical premises at issue in each of the six hundred and thirty-six (636) actions are wholly unique. While there are admittedly some similarities in the categories of architectural barriers present at the subject businesses, i.e. several of the businesses may not provide disabled parking, parking signage, directional signage, accessible entrances, accessible dining areas, accessible hotel rooms, usable sidewalks, accessible men's and women's restrooms, etc.; there are numerous discrete architectural issues which are specific to each business. For instance, one restaurant has a step at the entrance which can be remedied through installation of an accessible ramp; another has doors so narrow a wheelchair user cannot pass through; a third has no disabled parking. Because the premises are different, the discrete architectural barriers encountered by plaintiffs are different, and thus, it cannot be said that the actions arise from the same or substantially identical happenings or events.
- 4. That the capacities of the various defendants to remove architectural barriers at their respective places of public accommodation is very likely different, and change the legal and factual issues which will need to be decided by the Court and/or the jury in each individual case.

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27 28 The barrier removal requirements of Title III of the Americans with Disabilities Act ("ADA"), the Unruh Civil Rights Act and the California Disabled Persons Act, are intended to be applied on a case-by-case basis, with Congress and the Legislature recognizing the differing abilities of business owners to provide disability access in existing facilities. What may be a readily achievable barrier removal for one defendant, may not be readily achievable for another– there is no cookie-cutter answer to what is or is not readily achievable. Therefore, the factually intensive inquiry which must be undertaken precludes the consolidated type of discovery and motion practice which is suggested by relating the cases.

- 5. That the unique construction history of each of the subject public accommodations—when they were built, whether they have undergone alteration or modification-subjects these public accommodations to differing disability access standards. As an example, an accommodation built prior to 1990 will be subject to the barrier removal requirements of the ADA whereas an accommodation built after 1990 will be subject to the new construction standard of the ADA. Similarly, an accommodation built or altered after July 1982 must comply with the accessibility standards of Title 24 of the California Code of Regulations ("Title 24") as they stood at the time of construction. Therefore, to the extent the six hundred and thirty-six (636) different public accommodations have their own construction histories, they are potentially liable for violation of different disability access standards each of which offer defendants different possible defenses.
- 6. That other types of factual issues, characterized in the Notice of Related Cases as being identical, are in fact, quite specific to each action.
- (A) Whether the claimed barriers actually barred plaintiffs from the subject businesses. This issue is obviously dependent upon the nature and severity of the architectural barriers specific to each public accommodation. As the barriers vary from place to place, the degree to which each of the thirty-eight (38) plaintiffs was denied access will also vary.
- (B) If there is technical non-compliance with the Americans with Disabilities Act Accessibility Guidelines ("ADAAG") and Title 24, did the Defendants give each of the thirty-eight (38) plaintiffs effective, meaningful access to their facility? Again, to the extent that

the nature and severity of the architectural barriers vary, the degree of access will vary from case to case.

- (C) What is the extent of each of the thirty-eight (38) plaintiffs' alleged bodily injuries? Was each plaintiff injured, or otherwise damaged? In almost all instances, the effort to overcome architectural barriers to access results in some level of bodily injury to a plaintiff. However, the type of injury and the extent to which it causes pain and suffering is particular to each case. In one case, plaintiff may strain his arms and shoulders while struggling to roll his wheelchair up an excessively steep ramp; while in another case, a plaintiff may slip and fall while attempting to transfer from his wheelchair to a toilet without assistance of grab bars. The injuries suffered by each of the thirty-eight (38) plaintiffs are far from identical in each case.
- (D) What defendants and most Courts don't realize is that what paraplegics and functional quadriplegics rely upon is their upper extremities, (functional quadriplegics to a significantly lesser degree). Day in and day out they attempt to overcome a variety of barriers, some architectural and some natural. What is a simple task such as opening a door can become a monumental task, if that door and the pressure needed to open it take tremendous individual pressure. This often leads to what we refer to as repetitive, continuous and cumulative trauma to the upper extremities. It may only last thirty (30) seconds to two (2) minutes, but nevertheless, no one is able to say this does not constitute an injury. That's why it is so important to plead and why the public needs to understand it! Defendants need only take depositions to confirm this.
- 7. That many, if not all, of the potential legal issues raised by these cases are issues which could be raised in virtually every disability access suit filed with this Court or any other Court. Just because the general causes of action pled by plaintiffs lend themselves to certain generic legal issues does not warrant relating the matters.

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If such were the case, the Court would have to relate every disability access action currently pending on its docket.

8. Further, Rule 3.300 (a), Related Cases, states:

A pending civil case is related to another pending civil case, or to a civil case that was dismissed with or without prejudice, or to a civil case that was disposed of by judgment, if the cases:

- (1) Involve the same parties and are based on the same or similar claims;
- Arise from the same manner or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact;
- (3) Involve claims against, title to, possession of, or damages to the same property; or
- (4) Are likely for other reasons to require substantial duplication of judicial resources if heard by different judges.

Plaintiffs respond to each criteria as follows:

(1) Involve the same parties and are based on the same or similar claims

Other than the fact that many plaintiffs have filed multiple actions for access alleging violations of the ADA, Civil Code § 51, Civil Code § 54, and California Health & Safety Code §19955, *et seq.*, there is nothing else related to these cases.

Each case involves a different public accommodation. Each case involves different defendants in that it is rare that any other case has the same landlord and tenant. Each case involves different operational facts as to what took place. Each case has a different "readily achievable" standard or affirmative defense standard. Each case involves differing financial conditions for each defendant in asserting the readily achievable defense of financial inability.

(2) Arise from the same manner or substantially identical transactions, incidents, or events requiring the determination of the same or substantially identical questions of law or fact

None of these cases arise from the same or substantially identical transactions, incidents or events, to wit: how are cases that were filed in 1999, or nine years ago, conceivably related at all? How are the claims of over 38 plaintiffs related when, other than DREES, it appears that almost none were coplaintiffs in any action filed?

Each incident and event in each of the cases was different, i.e. no two parking lots are the same, no two entrances are the same, no placement of signage would be the same, no two men's restrooms were the same, no two women's restrooms were the same, no two buildings were the same, etc. The same can be said for the elements in the restrooms, i.e. the type and placement of paper towel dispensers, toilet tissue dispensers, soap dispensers, toilet seat heights-all are very different. The affirmative defenses of these landlord-defendants and tenantdefendants differ from one another in these cases.

- Involve claims against, title to, possession of, or damages to the same **(3)** property Not applicable.
- **(4)** Are likely for other reasons to require substantial duplication of judicial resources if heard by different judges

It's ludicrous to think there would be substantial duplication of judicial resources if heard by different judges considering the fact that the only common thread that runs between them are the causes of action that are alleged. It would be the same as saying that all air crash litigation should be related because they involve airports, airlines, manufacturers, and pilots that all led to a disaster.

Not one of the cases that Defendant is trying to relate have a substantial identical transaction requiring the determination of the same or substantially identical questions of law or fact because there are different operative facts, different landlords, different tenants and different barriers. The only thing that is similar is the fact that they are civil rights claims, as stated herein above.

For all of the forgoing reasons, plaintiffs believe that it would be improper and impractical to relate and/or reassign the subject cases.

Furthermore, there is absolutely no legal justification for defense counsel to file such an unmeritorious notice. As such, plaintiffs request that it be awarded attorneys fees and costs for the substantial time necessitated to respond and oppose this notice.

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These sanctions would be requested pursuant to Federal Rule of Civil Procedure 11 and California Code of Civil Procedure §128.5.

Finally, plaintiffs' counsel requests that Attorney Frank S. Moore be sanctioned by the courts under Federal Rule of Civil Procedure 11 and California Code of Civil Procedure §128.5 for filing such a frivolous notice with the Court that has required substantial resources not only for plaintiffs' counsel but also considerable resources for the number of courts and counsel who have received and must appropriately handle this notice.

Dated: September 2, 2008

THOMAS E. FRANKOVICH,

A PROFESSIONAL LAW CORPORATION

By: /S/
Thomas E. Frankovich
Attorneys for Plaintiffs CRAIG YATES and DISABILITY RIGHTS ENFORCEMENT, EDUCATION SERVICES

Exhibit A

	SAN FRANCISCO COUNTY SUPERIOR COURT		
	Name	Case No.	Filing Date
1	CRAIG YATES et al vs. CIGAR AMOUR et al	CGC-06-452090	05/09/06
2	CRAIG YATES et al vs. JUST DESSERTS et al	CGC-06-452131	05/10/06
3	CRAIG YATES et al vs. THE ABBEY TAVERN et al	CGC-06-452509	05/23/06
	CRAIG YATES et al vs. DRAGON CITY RESTAURANT et		
4	al	CGC-06-456662	10/02/06
5	CRAIG YATES et al vs. PAKWAN RESTAURANT et al	CGC-06-459119	12/28/06
	CRAIG YATES et al vs. RICO'S RESTAURANT et al	CGC-07-467642	09/27/07
7	CRAIG YATES et al vs. K & L RESTAURANT et al	CGC-07-469073	11/09/07
	CRAIG YATES et al vs. CANDYSTORE COLLECTIVES et		
8	al	CGC-08-470951	01/10/08
9	CRAIG YATES et al vs. UNION SQUARE et al	CGC-08-473176	03/11/08
10	CRAIG YATES et al vs. DA FLORA RESTAURANT et al	CGC-08-473260	03/13/08
11	CRAIG YATES et al vs. BENJARONG THAI CUISINE et al	CGC-08-473716	03/27/08
	LES JANKEY et al vs. QUEEN ANNE HOTEL et al	CGC-05-443-089	07/13/05
13	LES JANKEY et al vs. HERITAGE MARINA HOTEL et al	CGC-05-443128	07/14/05
14	LES JANKEY et al vs. MARK TWAIN HOTEL et al	CGC-05-443154	07/15/05
	LES JANKEY et al vs. EL HERRADERO RESTAURANT et		
15	al	CGC-05-443179	07/18/05
	LES JANKEY et al vs. THE BLUE MUSE RESTAURANT		
16	et al	CGC-06-452092	05/09/06
		000 00 450000	07/10/00
	NICOLE MOSS et al vs. RED JADE RESTAURANT et al	CGC-06-452098	05/10/06
18	PATRICK CONNALLY et al vs. TWILIGHT ZONE et al	CGC-06-452101	05/10/06
	PATRICK CONNALLY et al vs. NORTH BEACH PIZZA et	000 00 450400	0=/40/00
19		CGC-06-452129	05/10/06
	LES JANKEY et al vs. ASA SUSHI et al	CGC-06-452130	05/10/06
21	CRAIG YATES et al vs. JUST DESSERTS et al	CGC-06-452131	05/10/06
22	NICOLE MOSS et al vs. ROYAL GROUND COFFEE et al	CGC-06-452133	05/10/06
23	CRAIG YATES et al vs. THE ABBEY TAVERN et al	CGC-06-452509	05/23/06
		000 00 1000	
24	LES JANKEY et al vs. LAUREL INN ASSOCIATES et al	CGC-06-452983	06/08/06
	PATRICK CONNALLY et al vs. O'REILLY'S IRISH PUB &		
	REST. et al	CGC-06-454493	07/25/06
26	LES JANKEY et al vs. TIA MARGARITA et al	CGC-06-455148	08/15/06
	PATRICK CONNALLY et al vs. SZECHUAN TASTE REST.		
	et al	CGC-06-455150	08/15/06
	PATRICK CONNALLY et al vs. LUISA'S RESTORANTE et	000 00 /	4 - 4 - 4 - 4
28		CGC-06-457253	10/23/06
	CRAIG YATES et al vs. PAKWAN RESTAURANT et al	CGC-06-459119	12/28/06
	LES JANKEY et al vs. THE HOTEL MAJESTIC et al	CGC-07-459698	01/18/07
	LES JANKEY et al vs. GLASS PROPERTIES LP et al	CGC-07-462659	04/24/07
	LES JANKEY et al vs. SONG KOO LEE et al	CGC-07-463040	05/03/07
	NICOLE MOSS et al vs. MOLTE COSE et al	CGC-07-464669	06/27/07
34	CRAIG YATES et al vs. K & L RESTAURANT et al	CGC-07-469073	11/09/07

Document 22

	SAN FRANCISCO COUNTY SUPERIOR COURT		
	(CONTINUED)		
	(OOKTIINOLD)		
	PATRICK CONNALLY et al vs. GRAFFEO COFFEE		
35	ROASTING Co. et al	CGC-07-469631	11/30/07
	PATRICK CONNALLY et al vs. XOX TRUFFLES et al	CGC-07-470559	12/31/07
- 00	CRAIG YATES et al vs. CANDYSTORE COLLECTIVES et	000 01 11 0000	12/01/01
37		CGC-08-470951	01/10/08
	PATRICK CONNALLY et al vs. PETITE DELI et al	CGC-08-470953	01/10/08
00	PATRICK CONNALLY et al vs. SUSHI ON NORTH	000 00 47 0000	01/10/00
30	BEACH-KATSU et al	CGC-08-472709	02/28/08
55	DEMONTRATION OF ALL	000 00 412103	02/20/00
40	CRAIG YATES et al vs. DA FLORA RESTAURANT et al	CGC-08-473260	03/13/08
+0	OTATE OF ALVO. DATEOTA REGIACITATION OF AL	000-00-47 3200	03/13/00
11	CRAIG YATES et al vs. BENJARONG THAI CUISINE et al	CGC 09 472716	03/27/08
41	CRAIG TATES et al vs. BENJARONG THAI COISINE et al	CGC-00-473710	03/21/06
42	LES JANKEY et al vs. PLOUGH AND THE STARS et al	CCC 00 47400E	04/20/09
	LES JANKEY et al vs. HAWTHORNE/STONE REAL	CGC-08-474085	04/29/08
		CCC 00 474557	04/02/00
43	ESTATE INVESTMENTS et al	CGC-08-474557	04/23/08
	CAN MATEO COUNTY CUREDION COURT		
	SAN MATEO COUNTY SUPERIOR COURT		
	Name	Ones No	Filip a Data
	Name	Case No.	Filing Date
	MARSHALL LOSKOT et al vs. AIRPORT NORTH	01) / 450 404	07/04/00
44	TRAVELODGE	CIV456401	07/24/06
	MARIN COUNTY CURERIOR COURT		
	MARIN COUNTY SUPERIOR COURT		
	No	O NI-	ETT - D - (-
	Name	Case No.	Filing Date
	CRAIG YATES et al vs. WOODSIDE OFFICE CENTER et	00/000454	0=/00/0=
45		CIV053454	07/28/05
	CRAIG YATES et al vs. CAPRA'S RESTAURANT et al	CIV061583	04/07/06
	CRAIG YATES et al vs. VIKING BAR CORP. et al	CIV062007	05/12/06
	CRAIG YATES et al vs. VIKING BAR CORP. et al	CIV062223	05/22/06
49	CRAIG YATES et al vs. PETER PAN DOUGHNUTS	CIV064664	10/19/06
50	CRAIG YATES et al vs. MING YEN RESTAURANT et al	CIV071909	04/24/07
	CRAIG YATES et al vs. WOODSIDE OFFICE CENTER et	-	
51		CIV053454	07/28/05
	PATRICK CONNALLY et al vs. TACO JANE'S et al	CIV061134	03/17/06
	CRAIG YATES et al vs. CAPRA'S RESTAURANT et al	CIV061583	04/07/06
54	CRAIG YATES et al vs. VIKING BAR CORP. et al	CIV062007	05/12/06
	PATRICK CONNALLY et al vs. PEPPER'S RESTAURANT		
	et al	CIV062191	05/18/06
	PATRICK CONNALLY et al vs. CHAI W. CHAN et al	CIV062650	06/16/06
57	CRAIG YATES et al vs. PETER PAN DOUGHNUTS	CIV064664	10/19/06
58	CRAIG YATES et al vs. MING YEN RESTAURANT et al	CIV071909	04/24/07
50	PATRICK CONNALLY et al vs. SHAPIRO ASSOCIATES	CIV072045	05/01/07

	UNITED STATES FOR THE NORTHERN DISTRICT OF		
	CALIFORNIA		
	Name	Case No.	Filing Date
1 -	YATES et al vs. ASSOCIATED MAIN STREET		<u> </u>
	PARTNERS et al	3:2004cv04308-BZ	10/12/04
	YATES et al vs. NICOLAI BUILDING et al	3:2004cv05087-JCS	12/01/04
	YATES et al vs. HELLER'S FOR CHILDREN et al	3:2004cv05211-PJH	12/09/04
_	YATES et al vs. WOODSIDE OFFICE CENTER et al	3:2005cv03610-JL	09/07/05
	YATES et al vs. NAPA VALLEY CASINO et al	3:2006cv07917-MMC	12/27/06
	YATES et al vs. PETCO ANIMAL SUPPLIES STORES et		12,21,00
65		3:2007cv00460-WHA	01/23/07
	YATES et al vs. CELIA'S RESTAURANTS et al	3:2007cv00946-CRB	02/14/07
	YATES et al vs. NEW TIN'S MARKET et al	3:2007cv01403-MHP	03/09/07
_	YATES et al vs. BELLI DELI et al	3:2007cv01405-WHA	03/09/07
	YATES et al vs. THE CHEESE STEAK SHOP et al	3:2007cv01566-PJH	03/19/07
	YATES et al vs. FOSTER FREEZE BERKELEY et al	3:2007cv02100-JSW	04/13/07
	YATES et al vs. D & A CAFÉ et al	3:2007cv02525-MMC	02/11/07
	YATES et al vs. WINTER PROPERTIES et al	3:2007cv02657-JL	05/18/07
	YATES et al vs. EL SOMBRERO et al	3:2007cv03033-EDL	06/12/07
	YATES et al vs. BIMBO BAKERIES USA et al	3:2007cv03326-MMC	06/25/07
	YATES et al vs. LOTUS CUISINE OF INDIA et al	4:2007cv03889-WDB	07/30/07
	YATES et al vs. DISCOUNT ALLEY et al	3:2007cv04177-EDL	08/14/07
	YATES et al vs. RED'S RECOVERY ROOM et al	3:2007cv04395-JCS	08/24/07
	YATES et al vs. N-O-H-R PLAZA et al	3:2007cv05485-MMC	10/26/07
	YATES et al vs. LEVIN COMMERCIAL FACILITY et al	3:2007cv06498-WHA	12/28/07
	YATES et al vs. UNICORN PAN ASIAN CUISINE et al	3:2008cv00356-JSW	01/18/08
	YATES et al vs. BURGER KING # 3157 et al	3:2008cv00737-JCS	01/31/08
	YATES et al vs. KING OF THAI NOODLE # 2 et al	3:2008cv01877-WHA	04/08/08
	YATES et al vs. SWEET DELIGHT et al	3:2008cv01958-JCS	04/14/08
	YATES et al vs. TWICE IS NICE et al	3:2008cv02165-SI	04/25/08
	YATES et al vs. ZEPHYR CAFÉ et al	3:2008cv02293-PJH	05/02/08
	YATES et al vs. SUSHI BISTRO et al	4:2008cv02545-CW	05/20/08
	YATES et al vs. SYERS PROPERTIES et al	3:2008cv02734-SI	05/30/08
	YATES et al vs. BENJARONG THAI CUISINE et al	3:2008cv02932-JL	06/12/08
	YATES et al vs. FRANKLIN ARDEN LLC	3:2008cv03004-EDL	06/18/08
	YATES et al vs. HAPPY DRAGON et al	3:2008cv03183-BZ	07/02/08
	YATES et al vs. TEQUILA GRILL et al	4:2008cv03914-CW	08/15/08
	CONE et al vs. SEQUOIA GROVE	3:2000cv04298-WHA	11/17/00
	CONE et al vs. SONOMA VALLEY VISIT	3:2000cv04250 VVIIA 3:2000cv04352-TEH	11/20/00
	RAY et al vs. COMFORT INN et al	3:2000cv04352 TEH	11/20/00
	JANKEY et al vs. HOTEL DEL SOL et al	3:2001cv00489-SI	01/30/01
	CONE et al vs. NAPA VALLEY MARRIOTT et al	4:2001cv00488-CW	01/30/01
	PICKERN et al vs. CITY OF EUREKA et al	4:2001cv00320-WDB	01/19/01
	PICKERN et al vs. WILLOW CREEK 76	3:2001cv00673-MMC	02/13/01
	PICKERN et al vs. CHEVRON WILLOW CREEK et al	3:2001cv00675-MJJ	02/13/01
	RAY et al vs. PACIFIC MOTOR INN et al	3:2001cv00675-W33	02/13/01
	DORAN et al vs. BALBOA CAFÉ et al	4:2001cv00828-CW	02/13/01
	DORAN et al vs. RENDEZVOUS CAFÉ et al	3:2001cv00829-SI	02/26/01
	D'LIL et al vs. BIJOU ASSOCIATES et al	3:2001cv01667-JL	04/30/01
	DORAN et al vs. WILSON & KRATZER MORTUARIES	3:2001cv01667-JL 3:2001cv01739-JCS	05/03/01

	UNITED STATES FOR THE NORTHERN DISTRICT OF		
	CALIFORNIA (CONTINUED)		
	PICKERN et al vs. NAPA AUTO PARTS EUREKA STORE		
105	et al	3:2001cv02111-JL	05/31/01
	PICKERN et al vs. FRESH FREEZE SUPPLY	3:2001cv02111-5L	05/31/01
	CONNALLY et al vs. BAHIA BUSINESS CENTER et al	3:2001cv02112-31 3:2001cv01741-CRB	05/03/01
107	KONE et al vs. ZANDONELLA REPORTING SERVICE et	3.2001CV01741-CRD	05/03/01
108		3:2001cv01808-MMC	05/09/01
	SAMUEL et al vs. E Z 8 MOTELS et al	5:2001cv01606-WWC	05/09/01
	GERBER et al vs. LA SCALA INN et al	3:2001cv02168-PJH	06/04/01
110	PICKERN et al vs. BEST WESTERN INN AT THE	3.2001CV02100-PJH	06/04/01
111		4,2004 av02202 CM	06/06/04
	SQUARE et al LOSKOT et al vs. SEA CAPTAIN MOTEL et al	4:2001cv02202-CW	06/06/01
		3:2001cv02237-VRW	06/07/01
113	TAUBOLD et al vs. CITY OF FORT BRAGG	3:2001cv02777-CRB	07/20/01
444	CONNALLY et al vs. FAST EDDIE'S STYLE BAR-B-QUE	0-0004004 45 D III	00/45/04
	et al	3:2001cv03145-PJH	08/15/01
	DORAN et al vs. REDWOOD INN et al	3:2001cv03268-PJH	08/27/01
	MOELLER et al vs. BENIHANA RESTAURANT	0.0004 - 00040 100	00/04/04
	BURLINGAME et al	3:2001cv03348-JCS	09/04/01
	DORAN et al vs. QUALITY INN EUREKA et al	4:2001cv03412-SBA	09/07/01
	LOSKOT et al vs. BROADWAY INN MANOR et al	3:2001cv03866-VRW	10/12/01
	DORAN et al vs. CAPRI MOTEL et al	3:2001cv04016-VRW	10/25/01
	DORAN et al vs. PREMIER INNS CONCORD et al	3:2001cv05227-JL	12/26/01
	DORAN et al vs. NANTUCKET RESTAURANT et al	3:2001cv05228-MMC	12/26/01
	DORAN et al vs. CHINA KING RESTAURNAT et al	3:2001cv05364-JL	12/27/01
	DORAN et al vs. MILL VALLEY TRAVELODGE et al	4:2002cv00229-WDB	01/14/02
	LOSKOT et al vs. ZACK'S FAMILY RESTAURANT AND		
	CATERING et al	4:2002cv01554-CW	04/01/02
	DORAN et al vs. VOGUE CLEANERS et al	3:2002cv01881-PJH	04/18/02
	DORAN et al vs. EMBASSY SUITES HOTEL et al	3:2002cv01961-EDL	04/22/02
127	DORAN et al vs. PACIFIC HEIGHTS INN et al	3:2002cv02666-CRB	06/04/02
	CONNALLY et al vs. WEST END SHOPPING CENTER et		
128		3:2002cv03341-CRB	07/11/02
	DORAN et al vs. FRANCISCO BAY INN et al	3:2002cv03260-PJH	07/09/02
	DORAN et al vs. BEL AIRE PROPERTIES et al	3:2002cv03261-JCS	07/09/02
	ASHLEY et al vs. PRESIDIO INN et al	3:2002cv04138-CRB	08/28/02
132	CONE et al vs. SONOMA CHEESE FACTORY et al	3:2002cv04536-EDL	09/18/02
133	LOSKOT et al vs. POLK STREET ECONO LODGE et al	4:2002cv04537-CW	09/18/02
	DORAN et al vs. CONCORD BEST WESTERN		
	HERITAGE INN et al	3:2002cv04543-EDL	09/18/02
	JANKEY et al vs. CASTLE INN et al	3:2002cv04545-MJJ	09/18/02
	CONE et al vs. LOS ALTOS RESTAURANT et al	5:2002cv05269-JF	11/01/02
	CONE et al vs. BROILER EXPRESS et al	3:2002cv05448-VRW	11/18/02
	LOSKOT et al vs. PIZZERIA UNO LOMBARD	3:2002cv05463-JL	11/18/02
139	WELLS et al vs. WILDHORSE CAFÉ et al	5:2002cv05503-JF	11/19/02
	WELLS et al vs. BEACON KING CITY TRUCK PLAZA et al		11/19/02
	CONNALLY et al vs. SEBT MALL et al	5:2002cv05947-SI	12/26/02
142	MOLSKI et al vs. CAMELOT RESTAURANT et al	5:2003cv00018-HRL	01/02/03

	UNITED STATES FOR THE NORTHERN DISTRICT OF		
	CALIFORNIA (CONTINUED)		
143	DORAN et al vs. NEWELL AVENUE STRIP MALL et al	3:2003cv00192-WHA	01/13/03
144	DORAN et al vs. PANE E. VINO RESTAURANT et al	3:2003cv00348-MEJ	01/27/03
145	BROOKE et al vs. BELL MARKET NOVATO et al	3:2003cv00675-MJJ	02/18/03
146	CONNALLY et al vs. HUNAN RESTAURANT et al	3:2003cv01370-JL	03/31/03
147	DORAN et al vs. MONTECATINI RISTORANTE et al	3:2003cv01134-JSW	03/17/03
148	CONNALLY et al vs. KINKO'S et al	4:2003cv01181-CW	03/19/03
	DORAN et al vs. C.C. OLE'S MEXICAN RESTAURANT et		
149	al	3:2003cv01190-CRB	03/19/03
150	CONNALLY et al vs. COURT SQUARE CENTER et al	3:2003cv01387-JL	04/01/03
	DORAN et al vs. RICHARDSON ECONOMY INN et al	3:2003cv01491-BZ	04/08/03
	WILSON et al vs. LONGS DRUG STORE et al	4:2003cv01762-WDB	04/21/03
	DORAN et al vs. FRANKLIN BUILDING et al	3:2003cv01796-WHA	04/22/03
	WILSON et al vs. TRANCAS MALL et al	3:2003cv01913-VRW	04/28/03
	DORAN et al vs. ANTIOCH HERITAGE INN et al	3:2003cv02427-VRW	05/22/03
	DORAN et al vs. CASPER'S HOT DOGS et al	3:2003cv02428-MMC	05/22/03
.00	DORAN et al vs. HOLIDAY INN EXPRESS BRENTWOOD	0.20000002 120 1011010	00,22,00
157	et al	3:2003cv02639-MMC	06/05/03
	DORAN et al vs. DAYS INN GEARY STREET et al	3:2003cv02633 WWG	06/05/03
	LOSKOT et al vs. BEST INN EL CERRITO et al	3:2003cv02697-MJJ	06/10/03
	HARRISet al vs. CRESCENT CITY DAYS INN et al	3:2003cv02837-MEJ	06/17/03
	LOSKOT et al vs. TAQUERIA MEXICAN GRILL et al	3:2003cv02895-VRW	06/23/03
	HARRIS et al vs. CURLY REDWOOD LODGE	3:2003cv02993-VKVV	06/23/03
	HARRIS et al vs. DENNY'S CRESCENT CITY et al	3:2003cv02902-M35	06/23/03
	HARRIS et al vs. GHIRADELLI SQUARE TRAVELODGE	3.2003CV02304-WII IF	00/23/00
	et al	2:20020:02520 SI	07/20/03
	DORAN et al vs. HUNTINGTON HOTEL et al	3:2003cv03530-SI	07/29/03
		3:2003cv04241-MEJ	09/17/03
166	CONNALLY et al vs. MAGNOLIA CENTER et al	3:2003cv04329-JCS	09/24/03
407	CONNALLY et al vs. JIM CORBET'S ACE HARDWARE et	0.0000 0.4000 100	40/47/00
167		3:2003cv04688-JCS	10/17/03
	DORAN et al vs. SEAL ROCK INN et al	3:2003cv04702-JSW	10/20/03
	LOSKOT et al vs. RAMADA INN OAKLAND et al	4:2003cv04902-SBA	11/03/03
	CONNALLY et al vs. WEST AMERICA BANK et al	3:2003cv04990-JCS	11/10/03
	CONNALLY et al vs. Mc LERAN PROPERTIES et al	3:2003cv05049-JCS	11/13/03
	STICKNEY et al vs. GIANT CHEF BURGER et al	3:2003cv05243-MEJ	11/24/03
	MOSS et al vs. HEARST PARKING CENTER et al	3:2003cv05485-SI	12/04/03
174	CONNALLY et al vs. SEBT MALL et al	3:2003cv05571-SI	12/11/03
175	DORAN et al vs. JACKSON'S WINE AND SPIRITS et al	3:2004cv00826-MJJ	02/27/04
	WILSON et al vs. RING'S RESTAURANT et al	3:2004cv01128-BZ	03/22/04
170	WIESON et al VS. KING S KESTAOKANT et al	3.2004CV01120-DZ	03/22/04
177	LOSKOT et al vs. BEST WESTERN CARRIAGE INN et al CONNALLY et al vs. PACIFIC LUMBER AND	3:2004cv01129-CRB	03/22/04
178	HARDWARE et al	3:2004cv01217-PJH	03/26/04
	CONNALLY et al vs. THREE DRAGONS RESTAURANT	-	
179	et al	3:2004cv01241-TEH	03/29/04
	CONNALLY et al vs. ENTENMANN'S Inc et al	3:2004cv01313-CRB	04/05/04

	UNITED STATES FOR THE NORTHERN DISTRICT OF		
	CALIFORNIA (CONTINUED)		
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	CONNALLY et al vs. WOODGER TRUST BUILDING et al	3:2004cv01314-JL	04/05/04
182	LOSKOT et al vs. HOLIDAY INN CONCORD et al	3:2004cv01356-JL	04/07/04
183	CONNALLY et al vs. ENTENMANN'S Inc et al	4:2004cv01443-CRB	04/13/04
	CONNALLY et al vs. CELIA'S MEXICAN RESTAURANT et		
184		3:2004cv01488-VRW	04/15/04
	DORAN et al vs. CORTE MADERA INN BEST WESTERN		
	et al	3:2003cv01192-SI	04/22/04
	CONE et al vs. HEALDSBURG TRAVELODGE et al	3:2004cv01606-VRW	04/26/04
	LOSKOT et al vs. PETE'S HENNY PENNY et al	3:2004cv01607-WHA	04/26/04
	CONE et al vs. DRY CREEK INN	3:2004cv01725-JSW	05/03/04
	MOLSKI et al vs. LUPITA et al	5:2004cv01852-PVT	05/11/04
	MOLSKI et al vs. PUMP N GO et al	3:2004cv01854-BZ	05/11/04
	MOLSKI et al vs. THE COVE et al	5:2004cv01880-RMW	05/12/04
	MOLSKI et al vs. RAPAZZINI WINERY et al	5:5004cv01881-PVT	05/12/04
	MOLSKI et al vs. EL 7 MARES RESTAURANT et al	5:2004cv01882-PVT	05/12/04
	MOLSKI et al vs. LONGHOUSE RESTAURANT et al	5:2004cv01942-RS	05/18/04
	MOLSKI et al vs. ELAINE M. WEST et al	5:2004cv01943-RMW	05/18/04
	MOLSKI et al vs. TORO PETROLEUM et al	5:2004cv01941-JF	05/18/04
	MOLSKI et al vs. MORGAN HILL 76 et al	5:2004cv01945-JW	05/18/04
	MOLSKI et al vs. CASA MEDINA et al	5:2004cv01947-RMW	05/18/04
	MOLSKI et al vs. CASA DE FRUTA et al	5:2004cv01981-PVT	05/20/04
	MOLSKI et al vs. ROY'S DRIVE-IN et al	5:2004cv01983-RMW	05/20/04
	MOLSKI et al vs. ALBERTSON'S	5:2004cv01984-JW	05/20/04
	MOLSKI et al vs. LA ROCHELLE et al	5:2004cv01985-HRL	05/20/04
	MOLSKI et al vs. GEORIS WINERY et al	5:2004cv02118-HRL	05/28/04
	MOLSKI et al vs. HELLER ESTATES et al	5:2004cv02164-PVT	06/02/04
	MOLSKI et al vs. BERNARDUS et al	5:2004cv02165-HRL	06/02/04
	DORAN et al vs. STAR MOTEL et al	3:2001cv02203-EDL	06/06/01
	MOLSKI et al vs. GILROY BOWL et al	5:2004cv02222-JW	06/07/04
	MOLSKI et al vs. RUNNING IRON BAR & RESTAURANT		
208	et al	5:2004cv02223-RMW	06/07/04
	MOLSKI et al vs. TARPY'S ROADHOUSE RESTAURANT		
209	et al	5:2004cv02224-RS	06/07/04
	MOLSKI et al vs. COPPER-GARROD ESTATE		
	VINEYARDS et al	5:2004cv02226-PVT	06/07/04
	PICKERN et al vs. VILLA INN et al	3:2001cv02235-JL	06/07/01
	MOLSKI et al vs. SYCAMORE CREEK VINEYARDS	5:2004cv02254-JW	06/08/04
	PICKERN et al vs. SURF MOTEL et al	4:2001cv02255-CW	06/08/01
214	MOLSKI et al vs. TINY'S RESTAURANT et al	5:2004cv02416-RMW	06/18/04
	MOLSKI et al vs. ROUND TABLE PIZZA SANTA CRUZ et		
215		5:2004cv02438-JF	06/21/04
	MOLSKI et al vs. SANTA CRUZ DINER et al	5:2004cv02439-JW	06/21/04
	MOLSKI et al vs. THAI VILLAGE RESTAURANT et al	5:2004cv02465-JW	06/21/04
	MOLSKI et al vs. WHITE OAKS PLAZA	5:2004cv02466-RS	06/21/04
219	MOLSKI et al vs. SUNRISE CAFÉ et al	5:2004cv02471-JW	06/22/04

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	UNITED STATES FOR THE NORTHERN DISTRICT OF		
	CALIFORNIA (CONTINUED)		
	CONNALLY et al vs. AKIRA SUSHI et al	5:2004cv02612-RMW	06/29/04
_	LOSKOT et al vs. DOLLAR INN PETALUMA et al	3:2004cv02845-TEH	07/14/04
221	LOOKOT et al vs. DOLLAK IIVIVT LTALOWA et al	3.2004CV02043-1E11	07/14/04
222	LOSKOT et al vs. HOLIDAY INN WALNUT CREEK et al	3:2004cv02848-VRW	07/14/04
222	LOSKOT et al vs. GOLDEN HORSE RESTAURANT et al	3:2004cv02917-CRB	07/19/04
	CONNALLY et al vs. RED BOY PIZZA et al	3:2004cv02917-CRB	07/19/04
	CONNALLY et al vs. FRANK'S PIER 15 et al	3:2004cv02919-31	07/19/04
	CONNALLY et al vs. PEKING PALACE et al	3:2004cv02920-VRVV 3:2004cv02921-MEJ	07/19/04
	CONNALLY et al vs. THAI et al	3:2004cv03156-TEH	08/03/04
	CONNALLY et al vs. CENTO STELLE et al	3:2004cv03170-JSW	08/03/04
	CONNALLY et al vs. MARIN EXPRESS LUBE &	0.000400470 100	00/00/04
	DIAGNOSTIC CENTER AND PETER'S BEACON et al	3:2004cv03479-JCS	08/20/04
	CONNALLY et al vs. HOUSE OF LEE CHINESE	0.0004 . 00054 .!!	00/07/04
	RESTAURANT et al	3:2004cv03651-JL	08/27/04
	CONNALLY et al vs. EDUARDO'S RESTAURANT et al	3:2004cv03914-BZ	09/16/04
	LOSKOT et al vs. DIABLO MAZDA SUBARU et al	4:2004cv03986-CW	09/21/04
	CONNALLY et al vs. PACKAGING STORE et al	4:2004cv04075-SBA	09/27/04
	YATES et al vs. ASSOCIATED MAIN STREET		
	PARTNERS et al	3:2004cv04308-BZ	10/12/04
	MOLSKI et al vs. CASANOVA RESTAURANT et al	5:2004cv04325-HRL	10/14/04
	LOSKOT et al vs. ROYAL THAI et al	3:2004cv04355-EDL	10/14/04
	MOLSKI et al vs. JACK LONDON'S BAR & GRILL et al	5:2004cv04451-RMW	10/21/04
	LOSKOT et al vs.SAN FRANCISCO CENTRAL		
	TRAVELODGE et al	3:2004cv04485-VRW	10/22/04
239	MOLSKI et al vs. FRIAR TUCK'S RESTAURANT et al	5:2004cv04488-HRL	10/22/04
	MOLSKI et al vs. CARMEL BAKERY	5:2004cv04590-PVT	10/29/04
	MOLSKI et al vs. A.W. SHUCKS et al	5:2004cv04646-JF	11/02/04
	LOSKOT et al vs. WASHINGTON SQUARE BAR & GRILL		
	et al	3:2004cv04656-MJJ	11/03/04
243	MOLSKI et al vs. ROBATA GRILL & SAKE BAR et al	5:2004cv04679-HRL	11/03/04
244	MOLSKI et al vs. LUGANO SWISS BISTRO et al	5:2004cv04713-RS	11/08/04
245	CONNALLY et al vs. DRAGON CAFÉ et al	3:2004cv04739-BZ	11/09/04
246	MOSS et al vs. IZZY'S STEAK & CHOP HOUSE et al	3:2004cv04970-MMC	11/23/04
247	LOSKOT et al vs. HYDE OUT et al	3:2004cv04988-PJH	11/24/04
248	WILSON et al vs. MARIE CALLENDER'S	3:2004cv04989-PJH	11/24/04
249	CONNALLY et al vs. PELICAN INN ASSOCIATES	3:2004cv05058-JL	11/30/04
	YATES et al vs. NICOLAI BUILDING et al	3:2004cv05087-JCS	12/01/04
	CONNALLU et al vs. MARIN CLEANERS et al	3:2004cv05088-CRB	12/01/04
252	LOSKOT et al vs. TAQUERIA BAHIA: 1200 4TH STREET	3:2004cv05210-TEH	12/09/04
253	YATES et al vs. HELLER'S FOR CHILDREN et al	3:2004cv05211-PJH	12/09/04
254	ARCHULETA et al vs. JACK'S CLUB et al	3:2004cv05318-PJH	12/15/04
255	LOSKOT et al vs. DAYS INN SAN RAFAEL et al	4:2004cv05457-WDB	12/27/04
256	LOSKOT et al vs. LA BARCA et al	3:2005cv00454-JL	01/31/05
	MOSS et al vs. ALL STAR DOUGHNUTS et al	4:2005cv01877-CW	05/06/05
	YATES et al vs. WOODSIDE OFFICE CENTER et al	3:2005cv03610-JL	09/07/05
259	JANKEY et al vs. TED'S SPORT BAR & GRILL et al	3:2006cv03289-JCS	05/18/06

	UNITED STATES FOR THE NORTHERN DISTRICT OF		
	CALIFORNIA (CONTINUED)		
260	JANKEY et al vs. HERITAGE MARINA HOTEL et al	3:2006cv03423-CRB	05/25/06
	CONNALLY et al vs. FRANK'S FREEZE et al	3:2005cv02239-JCS	06/02/05
	LOSKOT et al vs. INTERNATIONAL INN	3:2006cv05923-JL	09/25/06
	PIAZZA et al vs. FLAMES COFFEE SHOP et al		
	JANKEY et al vs. TIA MARGARITA et al	3:2006cv05920-PJH	09/25/06
	CONNALLY et al vs. SOL FOOD et al	3:2006cv06156-PJH	10/02/06 10/20/06
200	LOSKOT et al vs. LA QUINTA INN OAKLAND AIRPORT et	3:2006cv06577-WHA	10/20/06
200			40/07/00
266	YATES et al vs. NAPA VALLEY CASINO et al	3:2006cv07525-MHP	12/07/06
267		3:2006cv07917-MMC	12/27/06
000	YATES et al vs. PETCO ANIMAL SUPPLIES STORES et	0.0007 00.400 \\	0.4 (0.0 (0.7
268		3:2007cv00460-WHA	01/23/07
269	YATES et al vs. CELIA'S RESTAURANTS et al	3:2007cv00946-CRB	02/14/07
	CONNALLY et al vs. ROXIE FOOD & COMMERCIAL		
	CENTER et al	3:2007cv00947-TEH	02/14/07
	CONNALLY et al vs. USA SMOG & GASOLINE et al	3:2007cv01250-WHA	03/02/07
	YATES et al vs. NEW TIN'S MARKET et al	3:2007cv01403-MHP	03/09/07
	YATES et al vs. BELLI DELI et al	3:2007cv01405-WHA	03/09/07
	LOSKOT et al vs. UNIVERSITY INN et al	4:2007cv01537-CW	03/16/07
275	YATES et al vs. THE CHEESE STEAK SHOP et al	3:2007cv01566-PJH	03/19/07
276	YATES et al vs. FOSTER FREEZE BERKELEY et al	3:2007cv02100-JSW	04/13/07
277	CONNALLY et al vs. PHYLLIS'S GIANT BURGER et al	3:2007cv02410-SI	05/03/07
278	YATES et al vs. D & A CAFÉ et al	3:2007cv02525-MMC	05/11/07
279	HEATHERLY et al vs. TALMADGE WOOD et al	3:2007cv02656-JL	05/18/07
280	YATES et al vs. WINTER PROPERTIES et al	3:2007cv02657-JL	05/18/07
281	YATES et al vs. EL SOMBRERO et al	3:2007cv03033-EDL	06/12/07
282	YATES et al vs. BIMBO BAKERIES USA et al	3:2007cv03326-MMC	06/25/07
283	YATES et al vs. LOTUS CUISINE OF INDIA et al	4:2007cv03889-WDB	07/30/07
284	RAMIREZ et al vs. FIRCREST MARKET et al	3:2007cv03890-MEJ	07/31/07
285	YATES et al vs. DISCOUNT ALLEY et al	3:2007cv04177-EDL	08/14/07
286	YATES et al vs. RED'S RECOVERY ROOM et al	3:2007cv04395-JCS	08/24/07
	RAMIREZ et al vs. UNION HOTEL et al	3:2007cv04396-MEJ	08/24/07
	RAMIREZ et al vs. OMELETTE EXPRESS et al	3:2007cv04463-JCS	08/28/07
	MOSS et al vs. MOLTE COSE et al	3:2007cv04813-JSW	09/19/07
	YATES et al vs. N-O-H-R PLAZA et al	3:2007cv05485-MMC	10/26/07
	YATES et al vs. LEVIN COMMERCIAL FACILITY et al	3:2007cv06498-WHA	12/28/07
	YATES et al vs. UNICORN PAN ASIAN CUISINE et al	3:2008cv00356-JSW	01/18/08
	YATES et al vs. BURGER KING # 3157 et al	3:2008cv00330 dovv	01/31/08
	RAMIREZ et al vs. MARTHA'S OLD MEXICO et al	3:2008cv01403-MEJ	03/12/08
234	INAMINEZ et al VS. MANTIA 3 OLD MEXICO et al	3.2000CV01403-WL3	03/12/00
205	JANKEY et al vs. KING OF THAI NOODLE HOUSE et al	3:2008cv01876-CRB	04/08/08
	YATES et al vs. KING OF THAI NOODLE # 2 et al	3:2008cv01877-WHA	04/08/08
	YATES et al vs. SWEET DELIGHT et al	3:2008cv01877-vvHA 3:2008cv01958-JCS	
			04/14/08
	JANKEY et al vs. GEARY STREET BELLA PIZZA et al	3:2008cv02164-JL	04/25/08
	YATES et al vs. TWICE IS NICE et al	3:2008cv02165-SI	04/25/08
	YATES et al vs. ZEPHYR CAFÉ et al	3:2008cv02293-PJH	05/02/08
301	YATES et al vs. SUSHI BISTRO et al	4:2008cv02545-CW	05/20/08
302	JANKEY et al vs. FIVE HAPPINESS RESTAURANT et al	3:2008cv02733-MMC	05/30/08

	UNITED STATES FOR THE NORTHERN DISTRICT OF		
	CALIFORNIA (CONTINUED)		
303	YATES et al vs. SYERS PROPERTIES et al	3:2008cv02734-SI	05/30/08
	YATES et al vs. BENJARONG THAI CUISINE et al	3:2008cv02932-JL	06/12/08
	JANKEY et al vs. RED JACK SALOON et al	3:2008cv02978-JCS	06/16/08
	YATES et al vs. FRANKLIN ARDEN LLC	3:2008cv03004-EDL	06/18/08
	YATES et al vs. HAPPY DRAGON et al	3:2008cv03183-BZ	07/02/08
	YATES et al vs. TEQUILA GRILL et al	4:2008cv03914-CW	08/15/08
	UNITED STATES FOR THE CENTRAL DISTRICT OF		
	CALIFORNIA		
	Name	Case No.	Filing Date
	PELLECER et al vs. LAZARO WISNIA	2:2000cv11564-RJK	10/30/00
	CRAIG et al vs. GUESTHOUSE HOTEL et al	2:2001cv04019-SVW	05/02/01
	ELLIS et al vs. LOS ROBLES REGIONAL et al	2:2001cv08178-RJK	09/20/01
	BAILEY HARMON et al vs. CAPTAIN JACK'S et al	8:2002cv00171-DOC	02/20/02
	ELLIS et al vs. ARBY'S THOUSAND OAKS et al	2:2002cv04211-CAS	05/28/02
	ELLIS et al vs. JACK'S DELI	2:2002cv08837-DDP	11/18/02
	ELLIS et al vs. HERITAGE PLAZA et al	2:2002cv08838-PA	11/18/02
	JANKEY et al vs. BARONES et al	2:2002cv06751-GAF	08/28/02
	ELLIS et al vs. MANNY'S ORIGINAL et al	2:2003cv00029-SVW	01/02/03
	MOLSKI et al vs. SIERRA RESTAURANT et al	2:2003cv01400-RGK	02/27/03
	MOLSKI et al vs. YANG CHOW RESTAURANT et al	2:2003cv01433-NM	02/28/03
	MOLSKI et al vs. MISSION BURRITO et al	2:2003cv01801-SVW	03/13/03
	MOLSKI et al vs. ROSCOE CENTER et al	2:2003cv01841-R	03/14/03
	ELLIS et al vs. LE RENDEZ-VOUS et al	2:2003cv02069-DSF	03/24/03
	JANKEY et al vs. YANG CHOW RESTAURANT et al	2:2003cv02239-ER	03/31/03
	MOLSKI et al vs. EDOKKO JAPANESE et al	2:2003cv02240-JSL	03/31/03
	ELLIS et al vs. HAMSHIRE RETAIL et al	2:2003cv02316-MMM	04/02/03
	JANKEY et al vs. SIZZLER'S HOLLYWOOD et al	2:2003cv02445-LGB	04/07/03
	JANKEY et al vs. OAKS CENTER PROP	2:2003cv02561-SVW	04/10/03
	MOLSKI et al vs. CANOGA PARK BOWL et al	2:2003cv02656-GAF	04/15/03
	JANKEY et al vs. DENNY'S SEPULVEDA et al	2:2003cv02793-SJO	04/21/03
	MOLSKI et al vs. ROSCOE CENTER et al	8:2003cv00692-CJC	05/12/03
	MOLSKI et al vs. SIERRA RESTAURANT et al	8:2003cv00478-JVS	05/05/03
	ELLIS et al vs. HERITAGE PLAZA et al	8:2003cv00673-CJC	05/12/03
	MOLSKI et al vs. N & N CHINESE RESTAURANT et al	2:2003cv03442-MMM	05/15/03
	MOLSKI et al vs. MISSION BURRITO et al	8:2003cv00754-JVS	05/16/03
	JANKEY et al vs. BARONES et al	8:2003cv00868-CJC	05/28/03
	MOLSKI et al vs. JEWEL CITY BOWL et al	5:2003cv00620-VAP	06/02/03
	MOLSKI et al vs. CHRISS & PITTS BBQ et al	2:2003cv04467-DDP	06/23/03
	MOLSKI et al vs. CHRISS & PITTS BBQ VN et al	2:2003cv04469-DDP	06/23/03
	MOLSKI et al vs. VITTORIOS ITALIAN et al	2:2003cv04808-CBM	07/07/03
	MOLSKI et al vs. CABLE'S RESTAURANT et al	2:2003cv04809-GW	07/07/03
	MOSS et al vs. HOLLYWOOD DAYS INN et al	2:2003cv04957-MMM	07/11/03
	MOLSKI et al vs. BEAR PIT RESTAURANT et al	2:2003cv05070-RSWL	07/16/03
	MOLSKI et al vs. VALENCIA LANES et al	2:2003cv05455-R	07/30/03
	MOLSKI et al vs. HARLEY'S SIMI BOWL et al	2:2003cv05456-ABC	07/30/03
345	MOLSKI et al vs. JAVA LANES et al	2:2003cv05457-MMM	07/30/03

	UNITED STATES FOR THE CENTRAL DISTRICT OF		
	CALIFORNIA (CONTINUED)		
246	MOLSKI et al vs. ALHAMBRA BOWLING Ctr et al	2:2003cv05458-GAF	07/30/03
	MOLSKI et al vs. EMPIRE BOWL et al	2:2003cv05460-GAF	07/30/03
	MOLSKI et al vs. BRUNSWICK COVINA et al	2:2003cv05461-GAF	07/30/03
	MOLSKI et al vs. PREMIER LANES et al	2:2003cv05461-GAP	07/30/03
	MOLSKI et al vs. DEL RIO LANES et al	2:2003cv05462-RSVVL	07/30/03
	MOLSKI et al vs. AMF BOWLING CENTERS et al	2:2003cv05464-PA	07/30/03
	MOLSKI et al vs. TAVA LANES BOWL et al	2:2003cv05504-JWJ	07/30/03
	MOLSKI et al vs. SUMMERWOOD WINERY et al	2:2003cv05875-AHM	08/18/03
	MOLSKI et al vs. CASTORO CELLARS et al	2:2003cv05879-NM	08/18/03
	MOLSKI et al vs. EOS ESTATE WINERY et al	2:2003cv05880-GAF	08/18/03
	MOLSKI et al vs. MERIDIAN VINEYARDS et al	2:2003cv06056-TJH	08/25/03
	MOLSKI et al vs. CHUMELA VINEYARDS et al	2:2003CV06062-CBM	08/25/03
	MOLSKI et al vs. DiCARLO VINEYARD et al	2:2003cv06091-DT	08/26/03
	MOLSKI et al vs. LINNE CALODO CELLARS et al	2:2003cv06233-FMC	08/29/03
	MOLSKI et al vs. CHATEAU MARGENE et al	2:2003cv06261-R	09/02/03
	MOLSKI et al vs. HUNT CELLARS et al	2:2003cv06261-R 2:2003cv06262-RGK	09/02/03
	MOLSKI et al vs. PENMAN SPRING VINE et al	2:2003cv06263-SVW	09/02/03
	MOLSKI et al vs. BELLA LUNA WINERY et al	2:2003cv06264-GHK	09/02/03
	MOLSKI et al vs. PEACHY CANYON CELLARS et al	2:2003cv06264-TJH	09/02/03
	MOLSKI et al vs. EBERLE WINERY et al	2:2003cv06260 T3H	09/05/03
	MOLSKI et al vs. MASTANTUONO INC. et al	2:2003cv06536-SVW	09/11/03
	MOLSKI et al vs. WILD HORSE WINERY et al	2:2003cv06593-SVW	09/12/03
	MOLSKI et al vs. HARMONY CELLARS et al	2:2003cv06595 RJK	09/12/03
	MOLSKI et al vs. JANKRIS VINEYARDS et al	2:2003cv06623-CAS	09/15/03
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370	MOLSKI et al vs. TGIF's TORRANCE RESTAURANT et al	2·2003cv06699-CAS	09/17/03
	MOLSKI et al vs. GREY WOLF WINEYARDS et al	2:2003cv06765-GAF	09/19/03
	MOLSKI et al vs. DARK STAR CELLARS et al	2:2003cv06766-DT	09/19/03
	MOLSKI et al vs. TURLEY WINE CELLARS et al	2:2003cv06821-RSWL	09/22/03
	MOLSKI et al vs. ARBY'S VENTURA et al	2:2003cv06891-FMC	09/24/03
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376	MOLSKI et al vs. HARRY'S FAMILY RESTAURANT et al	2:2003cv07502-WJR	10/20/03
377	MOLSKI et al vs. ACAPULCO RESTAURANT et al	2:2003cv07505-RSWL	10/20/03
378	MOLSKI et al vs. COCO'S et al	2:2003cv08061-GPS	11/06/03
	MOLSKI et al vs. SADDLEBACK LANES et al	8:2003cv01598-JVS	11/07/03
380	JANKEY et al vs. A-LA DRIVERS ED CTR et al	2:2003cv08186-GHK	11/07/03
	MOLSKI et al vs. SIZZLER NORTHRIDGE et al	2:2003cv08189-CAS	11/10/03
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384	MOLSKI et al vs. EL CHAPARRAL et al	2:2003cv08536-SJO	11/24/03
385	MOLSKI et al vs. EL QUESO GRANDE et al	2:2003cv08537-RSWL	11/24/03
386	JANKEY et al vs. CLARE FOUNDATION INC. et al	2:2003cv08583-SJO	11/25/03
387	MOLSKI et al v PRESIDENTE MEXICAN et al	2:2003cv08839-WMB	12/04/03
388	MOLSKI et al v JUSTIN VINEYARDS et al	2:2003cv08887-GHK	12/05/03
389	MOLSKI et al v YORK MOUNTAIN WINERY et al	2:2003cv08889-DT	12/05/03
390	JANKEY et al v. SAFETY EDUCATION CTR et al	2:2003cv09034-DT	12/11/03
391	MOLSKI et al v FIRESTONE VINEYARD et al	2:2003cv09035-RGK	12/11/03

	UNITED STATES FOR THE CENTRAL DISTRICT OF		
	CALIFORNIA (CONTINUED)		
302	MOLSKI et al v DANIEL GEHRS HEATHER et al	2:2003cv09133-LGB	12/15/03
	MOLSKI et al v LA FIESTA MEXICAN et al	2:2003cv09133-EGB 2:2003cv09134-GAF	12/15/03
	MOLSKI et al v SYLVESTER WINERY L P et al	2:2003cv09134-GA1	12/19/03
	MOLSKI et al v TODAI RESTAURANT et al	2:2003cv09339-RSWL 2:2003cv09346-RGK	12/19/03
	MOLSKI et al v GAINEY VINEYARD et al	2:2003cv09349-JFW	12/19/03
	MOLSKI et al v FOLEY ESTATES et al	2:2003cv09393-CVM	12/22/03
	MOLSKI et al v CONRAD'S LA CANADA et al	2:2003cv09462-TJH	12/24/03
	MOLSKI et al v LOS OLIVOS CAFÉ et al	2:2003cv09463-MMM	02/24/03
	MOLSKI et al v BRANDER VINEYARDS et al	2:2003cv09494-AHM	12/26/03
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	MOLSKI et al v PRESIDENTE MEXICAN RESTAURANT		
	NORTHRIDGE et al	2:2004cv00090-GAF	01/07/04
403	MOLSKI et al v CASA DEL REY SAN DIMAS et al	2:2004cv00205-FMC	01/13/04
	MOLSKI et al v KAHN WINERY and AK CELLARS LLC et		
404	al	2:2004cv00347-ER	01/20/04
	MOLSKI et al v MANDARIN TOUCH RESTAURANT et al	2:2004cv00450-ER	01/23/04
	MOLSKI et al v KALYRA WINERY LLC et al	2:2004cv00452-ER	01/23/04
407	MOLSKI et al v KENNETH WILKINSON et al	8:2004cv00083-CJC	01/26/04
408	MOLSKI et al v GARDENA BOWLING CENTER, INC. et al	8:2004cv00092-CJC	01/27/04
409	MOLSKI et al v CHO CHO SAN RESTAURANT et al	2:2004cv00569-RGK	01/27/04
410	MOLSKI et al v. CASA DEL REY TEMPLE CITY et al	2:2004cv00570-R	01/27/04
411	MOLSKI et al v CROCODILE CAFÉ GLENDALE et al	2:2004cv00610-SJO	01/28/04
	MOLSKI et al v. CONCOURSE ENTERTAINMENT		
412	CENTER et al	8:2004cv00096-CJC	01/28/04
413	MOLSKI et al v. AW FOODS MARKETING INC et al	2:2004cv00787-ABC	02/05/04
414	MOLSKI et al v. KOEHLER WINERY et al	2:2004cv00788-AHM	02/05/04
415	MOLSKI et al v. FESS PARKER WINERY et al	2:2004cv00838-R	02/06/04
416	MOLSKI et al v. CASA DEL REY ARCADIA et al	2:2004cv00960-SJO	02/12/04
417	MOLSKI et al v. HOT SPOT BAR AND GRILL et al	2:2004cv00974-DDP	02/12/04
	MOLSKI et al v. LA FOND WINERY et al	2:2004cv01044-WMB	02/17/04
	MOLSKI et al v. SOMETHING'S FISHY et al	2:2004cv01047-PA	02/17/04
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420	MOLSKI et al v. HITCHING POST II RESTAURANT et al	2:2004cv01071-PA	02/17/04
720	MOLSKI et al v. CONRAD'S RESTAURANT GLENDALE	2.200 TOVO TOTT I TA	02,17,04
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	MOLSKI et al v. MOSBY WINERY et al	2:2004cv01075-ABC	02/17/04
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423	MOLSKI et al v. LAMPLIGHTER NORTH HOLLYWOOD	2:2004cv01077-SVW	02/17/04
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424	RESTAURANT et al	2:2004cv01098-RGK	02/18/04
	MOLSKI et al v. LAMPLIGHTER CHATSWORTH PSG INC	0.0004 04404 0444	00/45/5
425	et al	2:2004cv01101-GHK	02/18/04
	MOLSKI et al v. SANFORD WINERY and VINEYARDS et		
426		2:2004cv01263-NM	02/25/04
	MOLSKI et al v. LAMPLIGHTER SHERMAN OAKS		
427	RESTAURANT et al	2:2004cv01268-TJH	02/25/04

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	UNITED STATES FOR THE CENTRAL DISTRICT OF		
	CALIFORNIA (CONTINUED)		
428	MOLSKI et al v. RANCHO SISQUOC et al	2:2004cv01360-RSWL	02/27/04
120	MOLSKI et al v. MI CASITA SALVADORENA	2.200 1000 1000 1000	02/21/01
429	RESTAURANT et al	2:2004cv01361-R	02/27/04
	MOLSKI et al v. CAMBRIA WINERY et al	2:2004cv01362-GHK	02/27/04
	MOLSKI et al v. CRAZY TOKYO SUSHI et al	2:2004cv01364-SJO	02/27/04
	MOLSKI et al v. EL PESCADOR #7 INC et al	2:2004cv01366-NM	02/27/04
433	MOLSKI et al v. EL PESCADOR #4 RESTAURANT et al	2:2004cv01394-R	03/01/04
434	MOLSKI et al v. ZACA MESA WINERY et al	2:2004cv01395-RSWL	03/01/04
435	MOLSKI et al v. EL PESCADOR #2 RESTAURANT et al	2:2004cv01412-DDP	03/02/04
436	MOLSKI et al v. CASA DI PIZZA et al	2:2004cv01552-GPS	03/08/04
437	MOLSKI et al v. ENCINO INVESTORS BUILDING et al	2:2004cv01869-SVW	03/18/04
438	MOLSKI et al v. EL PESCADOR #5 et al	2:2004cv01875-GAF	03/18/04
439	MOLSKI et al v. EL PESCADOR #8 et al	2:2004cv01930-ABC	03/19/04
	MOLSKI et al v. NEW LIGHT AND HEALTHY JAPANESE		
	RESTAURANT et al	2:2004cv01931-R	03/19/04
	MOLSKI et al v. SEAFARE INN et al	5:2004cv00328-VAP	03/19/04
442	MOLSKI et al v. SUSHI MARINA et al	2:2004cv01958-R	03/22/04
443	MOLSKI et al v. VALLEY RANCH BBQ et al	2:2004cv02150-GAF	03/29/04
	MOLSKI et al v. LA FIESTA GRANDE et al	2:2004cv02350-RSWL	04/02/04
445	MOLSKI et al v. CANDILEJAS RESTAURANT et al	2:2004cv02351-JSL	04/02/04
446	MOLSKI et al v. DOMAIN ALFRED et al	2:2004cv02352-JSL	04/02/04
447	MOLSKI et al v. FEDERAL EXPRESS CORP et al	2:2004cv02488-RSWL	04/08/04
	MOLSKI et al v. SPYGLASS INVESTMENT COMPANY et		
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	MOLSKI et al v. SZECHUWAN GARDEN et al	2:2004cv02723-LGB	04/19/04
	MOLSKI et al v. CLAIBORNE AND CHURCHILL et al	2:2004cv02889-DSF	04/26/04
451	MOLSKI et al v. KYNSI WINES INC	2:2004cv02890-CJC	04/26/04
	MOLSKI et al v. LONGHOUSE RESTAURANT INC et al	2:2004cv03121-MMM	05/03/04
	MOLSKI et al v. DI FRONZO PROPERTIES LLC	2:2004cv03122-RGK	05/03/04
	MOLSKI et al v. HONG KONG INN INC et al	2:2004cv03249-DSF	05/07/04
	MOLSKI et al v. SENOR SANCHOS-SPRING et al	2:2004cv03250-JFW	05/07/04
456	MOLSKI et al v. PERKOS PISMO BEACH et al	2:2004cv03332-PA	05/11/04
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	MOLSKI et al v. CRACKED CRAB RESTAURANTS et al	2:2004cv03544-RGK	05/19/04
	MOLSKI et al v. HOOVERS ENTERPRISES INC et al	2:2004cv03598-DT	05/20/04
459	MOLSKI et al v. WILSONS LANES et al	2:2004cv03599-ABC	05/20/04
400	MOLSKI et al v. BILL AND CAROLS SEA SHANTY et al	2:20040:02606 WUD	0E/0E/04
	MOLSKI et al v. BILL AND CAROLS SEA SHANTY et al	2:2004cv03696-WJR	05/25/04
	MOLSKI et al v. PACOS et al MOLSKI et al v. 21ST STREET DRIVE-IN et al	2:2004cv03697-DSF	05/25/04
	MOLSKI et al v. AHEDOS RESTAURANT et al	2:2004cv03743-PA	05/26/04
	MOLSKI et al v. PIERSIDE INC et al	2:2004cv03746-SVW	05/26/04 05/26/04
404	INOLONI EL ALV. FIENOIDE INO EL AL	2:2004cv03747-MMM	05/26/04
165	MOLSKI et al v. FOSTER FREEZE PASO ROBLES et al	2:2004cv03780-DDP	05/27/04
	MOLSKI et al v. GIRLS RESTAURANT INC et al	2:2004cv03760-DDP	05/27/04
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	UNITED STATES FOR THE CENTRAL DISTRICT OF		
	CALIFORNIA (CONTINUED)		
	MOLSKI et al v. F. MCLINTOCKS SALOON AND DINING		
467	HOUSE et al	2:2004cv03828-AHM	05/28/04
	MOLSKI et al v. AJ SPURS TEMPLETON et al	2:2004cv03829-GPS	05/28/04
	MOLSKI et al v. AJ SPURS INC et al	2:2004cv03929-GAF	06/02/04
	MOLSKI et al v. HARBOR HUT INC et al	2:2004cv04059-CBM	06/02/04
	MOLSKI et al v. OUTRIGGER et al	2:2004cv04061-JSL	06/07/04
	MOLSKI et al v. WHALES TAIL RESTAURANT et al	2:2004cv04061-33L	06/07/04
	MOLSKI et al v. FOSTER FREEZE MORRO BAY et al	2:2004cv04240-RGK	06/07/02
4/3	MOLSKI et al v. FOSTER FREEZE SAN LUIS OBISPO et	2.2004CV04240-NGN	00/14/04
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475	MOLSKI et al v. GREAT AMERICAN FISH CO INC. et al	2:2004cv04242-TJH	06/14/04
476	MOLSKI et al v. JBJ ROUND UP PIZZA et al	2:2004cv04243-FMC	06/14/04
	MOLSKI et al v. CAMBRIA CAFÉ et al	2:2004cv04283-JFW	06/15/04
	MOLSKI et al v. SEA CHEST et al	2:2004cv04284-PA	06/15/04
479	MOLSKI et al v. THE GALLEY et al	2:2004cv04428-AHM	06/18/04
480	MOLSKI et al v. Q BARGAIN et al	2:2004cv04429-JFW	06/18/04
	MOLSKI et al v. M WILLIAMS STRIP MALL et al	2:2004cv04430-TJH	06/18/04
482	MOLSKI et al v. FISHBOWL RESTAURANT LLC	2:2004cv04497-TJH	06/22/04
483	MOLSKI et al v. PINE STREET PLAZA et al	2:2004cv04498-GAF	06/22/04
484	MOLSKI et al v. BUSIS RESTAURANT et al	2:2004cv04610-NM	06/24/04
485	MOLSKI et al v. COFFEE POT RESTAURANT et al	2:2004cv04611-JWJ	06/24/04
106	HARRIS et al v. MISTER T'S FAMILY RESTAURANT et al	2:2004cv04650-DT	06/25/04
	MOLSKI et al v. MARGIES DINER-MORRO BAY et al	2:2004cv04684-RNB	06/28/04
407	MOLSKI et al v. HUNGRY FISHERMAN RESTAURANT et	2.2004CV04004-KINB	00/20/02
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	MOLSKI et al v. CHEVRON-MORRO BAY et al	2:2004cv04696-MMM	06/28/04
	MOLSKI et al v. CHINA BOWL RESTAURANT et al	2:2004cv04697-DT	06/28/04
	MOLSKI et al v. LA HACIENDA et al	2:2004cv04739-GHK	
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	MOLSKI et al v. BUSY BEE CAFÉ et al	2:2004cv04865-PA	07/02/04
	MOLSKI et al v. THAI PALACE CORPORATION et al	2:2004cv04866-MMM	07/02/04
	MOLSKI et al v. MCCARTHY'S IRISH PUB et al	2:2004cv04867-ABC	07/02/04
	MOLSKI et al v. TIO ALBERTOS-LOS OSOS et al	2:2004cv04870-DT	07/02/04
	MOLSKI et al v. PIZZA PORT et al	2:2004cv04873-MMM	07/02/04
	MOLSKI et al v. TACO DE MEXICO et al	2:2004cv04874-JFW	07/02/04
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	JANKEY et al v. FAUSTINO'S ITALIAN KITCHEN et al	2:2005cv05946-DDP	08/15/05
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	MOLSKI et al v. LITTLE MERMAID et al	8:2004cv01011-JVS	08/20/04

	UNITED STATES FOR THE CENTRAL DISTRICT OF		
	CALIFORNIA (CONTINUED)		
508	MOLSKI et al v. NEW DANISH INN RESTAURANT et al	2:2004cv07051-JSL	08/23/04
	MOLSKI et al v. COPENHAGEN TS AND GIFTS et al	2:2004cv07188-SJO	08/27/04
	MOLSKI et al v. SOLVANG RESTAURANT et al	2:2004cv07189-DSF	08/27/04
	MOLSKI et al v. FIRST STREET BUILDING et al	2:2004cv07191-WJR	08/27/04
	MOLSKI et al v. RED VIKING RESTAURANT et al	2:2004cv07192-DDP	08/27/04
	JANKEY et al v. ORANGE DELIGHT et al	2:2004cv07270-SJO	08/31/04
	MOLSKI et al v. DANISH MILL BAKERY et al	2:2004cv07271-MMM	08/31/04
	DORAN et al v. SANTA NELLA HOTEL et al	2:2004cv07345-RGK	09/02/04
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510	MOLSKI et al v. MANNY'S MEXICAN RESTAURANT et al	2:2004cv07538-DDP	09/10/04
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	MOLSKI et al v. SOLVANG BAKERY INC. et al	2:2004cv07541-RSWL	09/10/04
	MOLSKI et al v. PINE TREE INN et al	2:2004cv07725-SVW	09/16/04
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527	MOLSKI et al v. JENSENS COPENHAGEN SQUARE et al	2·2004cv07832-NM	09/21/04
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532	MOSS et al v. COMFORT INN WOODLAND HILLS et al	2:2004cv07939-FMC	09/23/04
	JANKEY et al v. LANK and OXN CENTER et al	2:2004cv07985-RJK	09/24/04
	MOLSKI et al v. SOLVANG THEATERFEST INC. et al	2:2004cv07987-CAS	09/24/04
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	MOSS et al v. VAGABOND INN SOLVANG et al	2:2004cv08255-TJH	10/04/04
301	WOOD CLAIV. VAGABOND IN OCEVANO CLAI	2.2004000233 1011	10/04/04
538	MOLSKI et al v. ELLENS DANISH PANCAKE HOUSE et al	2:2004cv08523-MMM	10/14/04
330	WOLON CLAIV. ELLENO DANIOTTI ANOANE 11000E CLAI	2.20040000323-101101101	10/14/04
530	MOLSKI et al v. TONOS MEXICAN RESTAURANT et al	2:2004cv08524-GHK	10/14/04
339	MOLSKI et al v. MOTHER HUBBARDS RESTAURANT et al	2.2004CV00324-GFIK	10/14/04
540		2:2004cv08616-AHM	10/18/04
	JANKEY et al v. BELMONT RESTAURANT et al	2:2004cv08617-MMM	10/18/04
	JANKEY et al v. BEACH PIZZA et al	2:2004cv08744-SJO	10/10/04
	MOLSKI et al v. GINOS PIZZA et al	2:2004cv08745-MMM	10/21/04
543	JANKEY et al v. EL TACO LOCO-NORTH HOLLYWOOD	2.20040V00140-IVIIVIIVI	10/21/04
EAA	et al	2:2004cv08775-GHK	10/22/04
	JANKEY et al v. HAMBURGER HAVEN et al	2:2004cv08778-JSL	
	JANKEY et al v. MISTER DS LIQUOR MARKET et al		10/22/04
546	JANNET ELAIV. MISTER DS LIQUUR MARKET ELAI	2:2004cv09112-GHK	11/04/04

	UNITED STATES FOR THE CENTRAL DISTRICT OF		
	CALIFORNIA (CONTINUED)		
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547	JANKEY et al v. EL CHOLO CAFÉ et al	8:2004cv01295-JVS	11/05/04
548	JANKEY et al v. MOON'S MARKET et al	2:2004cv09178-SGL	11/05/04
	JANKEY et al v. MERMAID RESTAURANT et al	2:2004cv09267-ER	11/10/04
	JANKEY et al v. BOTTLE INN et al	2:2004cv09312-GHK	11/12/04
551	JANKEY et al v. SLOOPYS et al	2:2004cv09609-GPS	11/23/04
552	JANKEY et al v. POOP DECK et al	2:2004cv09741-RSWL	11/30/04
553	JANKEY et al v. BEACH MARKET et al	2:2005cv01288-TJH	02/18/05
554	JANKEY et al v. ALOHA SHARKEEZ et al	2:2005cv03625-DT	05/16/05
555	JANKEY et al v. DANS LIQUOR et al	2:2005cv03626-AHM	05/16/05
556	JANKEY et al v. OBS BAR AND GRILL et al	2:2005cv03842-RGK	05/25/05
557	JANKEY et al v. BEACH HUT et al	2:2005cv03856-SVW	05/25/05
	JANKEY et al v. PEDONES PIZZA et al	2:2005cv03858-SVW	05/25/05
559	MOLSKI et al v. ARBY'S HUNTINGTON BEACH et al	8:2004cv00038-CJC	08/12/05
560	MOLSKI et al v. PISMO BOWL et al	2:2004cv02647-R	11/15/07
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	EASTERN DISTRICT OF CALIFORNIA (CONTINUED)		
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561	ASHLEY et al v. BLACKWELL et al	2:1999cv01669-FCD	08/27/99
562	PICKERN et al v. EPPIE'S CAPITOL et al	2:2000cv02231-WBS	10/12/00
563	CONNALLY et al v. EPPIE'S N STREET et al	2:2000cv02232-WBS	10/12/00
564	LOSKOT et al v. CHICAGO TITLE et al	2:2000cv02342-LKK	10/23/00
565	DORAN et al v. CHICAGO TITLE RED et al	2:2000cv02343-WBS	10/23/00
566	LOSKOT et al v. CHICAGO TITLE INS et al	2:2000cv02355-DFL	10/24/00
567	DORAN et al v. PONDEROSA INN et al	2:2000cv02364-WBS	10/25/00
568	GERBER et al v. EPPIE'S MODESTO et al	2:2000cv02723-WBS	10/25/00
569	DORAN et al v. EPPIE'S RESTAURANT et al	2:2000cv02404-WBS	10/30/00
570	LOSKOT et al v. PINE STREET SCHOOL et al	2:2000cv02405-DFL	10/30/00
571	GERBER et al v. BURGER KING MADERA et al	1:2000cv06886-AWI	11/02/00
	LOSKOT et al v. BEST WESTERN INN AND SUITES		
572	VALLEJO et al	2:2000cv02555-FCD	11/20/00
573	JANKEY et al v. TAHOE LIMITED CORP, et al	2:2000cv02556-MLS	11/20/00
574	RAY et al v. KML CORPORATION et al	2:2000cv02557-MLS	11/20/00
575	LOSKOT et al v. CRYSTAL MALL et al	2:2000cv02671-FCD	12/06/00
576	HAUGSTEN et al v. MERVYNS' STOCKTON, et al.	2:2001cv00206-DFL	01/31/01
577	DORAN et al v. BELL et al.	2:2001cv00287-GEB	02/13/01
578	DORAN et al v. CORINAS' RESTAURANT et al	2:2001cv00386-LKK	02/26/01
579	LOSKOT et al v. HAWES RANCH and FARM et al	2:2001cv00876-DFL	05/07/01
580	DLIL et al v. PAVILIONS SHOPPING et al	2:2001cv00893-LKK	05/09/01
581	ASHLEY et al v. FARMERS INS AGENCY et al	2:2001cv00894-FCD	05/09/01
582	PICKERN et al v. MARINOS PIZZA et al	2:2001cv01096-WBS	06/04/01
583	DORAN et al v. RED BLUFF CHRYSLER et al	2:2001cv01122-MCE	06/08/01
584	CONNALLY et al v. RIVER RANCH LODGE et al	2:2001cv01590-TFL	08/16/01
585	PICKERN et al v. ENLOE MEDICAL CTR	2:2001cv01710-MCE	09/07/01
	D'LIL et al v. YREKA DAYS INN et al	2:2001cv01711-MLS	09/07/01
	LOSKOT et al v. ANDERSON MEDICAL et al	2:2001cv01747-WBS	09/13/01
	LOSKOT et al v. GERLINGER STEEL et al	2:2001cv01748-GEB	09/13/01

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GERBER et al v. FLORENTINE RESTAURANT et al	2:2001cv01954-WBS	10/22/01
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	2:2006cv01164-GFR	05/30/06
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	UNITED STATES DISTRICT COURT FOR THE		
	EASTERN DISTRICT OF CALIFORNIA (CONTINUED)		
	LOSKOT et al v. BEST WESTERN INN AND SUITES		
635	VALLEJO et al	2:2007cv01519-FCD	07/26/07
	CHAPMAN et al v. SUBWAY SALADS and SANDWICHES		
636	#14054 et al	2:2007cv01564-FCD	08/01/07

1	CERTIFICATE OR PROOF OF SERVICE		
2	· · · · · · · · · · · · · · · · · · ·		
3	3 County of Marin) ss		
4	I, the undersigned, say: I am and was at all times herein mentioned, a citizen of the United States, over the age of eighteen (18) years and not a party to the within action or proceeding; that my business address is 4328 Redwood Hwy, Suite 300, San Rafael, CA 94903; that on the below date, following normal business practice, I served the foregoing		
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7	7 OPPOSITION TO NOTICE OF RELATED CASES		
8	8 on the interested parties in this action, conveyed as follows:	ows:	
9	by depositing true copies thereof, enclosed in a fully prepaid:	sealed envelope, with postage thereon	
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12	correspondence for mailing with the United State In the ordinary course of business, corresponder deposited with the United States Postal Service	nce, including said envelope, will be	
13		of Federal Express III San Karaei.	
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16	alden@bashamparker.com		
17	7 I declare under penalty of perjury under the laws of	of the State of California that I am	
18	employed in the office of a member of the bar of this cou made, and that the foregoing is true and correct. Execute	this court at whose direction the service was	
19	Rafael, California.		
20		/s/	
21	Pepper B. Maupin (Original signed)		
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